

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA
CHARLESTON DIVISION**

IN RE: ETHICON, INC.,
PELVIC REPAIR SYSTEMS
PRODUCTS LIABILITY LITIGATION

MDL NO. 2327

THIS DOCUMENT RELATES TO THE CIVIL ACTION NOS. LISTED ON THE ATTACHED EXHIBITS:

**JOINT MOTION TO DISMISS DEFENDANT
AMERICAN MEDICAL SYSTEMS, INC. WITH PREJUDICE**

Plaintiffs in the cases listed on the attached Exhibits A-E and defendant American Medical Systems, Inc. ("AMS") advise the Court that they have compromised and settled all claims between them in these actions, including all counterclaims, cross-claims and third party claims. Accordingly, Plaintiffs and AMS jointly move the court to dismiss AMS as a defendant in these actions with prejudice, and terminate AMS from the docket in the actions, parties to bear their own costs. Other defendants remain in these actions, and Plaintiffs will continue to prosecute these actions against them.

Respectfully:

/s/ Barbara R. Binis
Barbara R. Binis
REED SMITH
Three Logan Square, Suite 3100
1717 Arch Street
Philadelphia, PA 19103
215.851.8100 (phone)
215.851.1420 (fax)
bbinis@reedsmith.com

/s/ Erik W. Legg
Erik W. Legg (WVSB 7738)
FARRELL, WHITE & LEGG PLLC
P.O. Box 6457
Huntington, WV 25772-6457
304.522.9100 (phone)
304.522.9162 (fax)
ewl@farrell3.com

Attorneys for Defendant American Medical Systems, Inc.

/s/ Aimee H. Wagstaff
Aimee H. Wagstaff
ANDRUS WAGSTAFF
7171 West Alaska Drive
Lakewood, CO 80226
303.376.6360 (phone)
303.376.6361 (fax)
Aimee.Wagstaff@ahw-law.com
Attorney for Plaintiffs on Exhibit A

/s/ Fidelma L. Fitzpatrick
Fidelma L. Fitzpatrick
MOTLEY RICE
Suite 200
321 South Main Street
Providence, RI 02903
401.457.7700 (phone)
401.457.7708 (fax)
ffitzpatrick@motleyrice.com
Attorney for Plaintiffs on Exhibit B

/s/ C. Mark Whitehead, III
C. Mark Whitehead , III
THE WHITEHEAD LAW FIRM
Suite 303
3639 Ambassador Caffery Parkway
Lafayette, LA 70503
337.740.6006 (phone)
337.205.7754 (fax)
cmw@whiteheadfirm.com
Attorney for Plaintiffs on Exhibit C

/s/ William J. Doyle, II
William J. Doyle, II
DOYLE LOWTHER
Suite 275
4400 NE 77th Avenue
Vancouver, WA 98662
360.818.9320 (phone)
360.818.9320 (fax)
bill@doylelowther.com
Attorney for Plaintiffs on Exhibit D

/s/ Lisa Ann Gorshe
Lisa Ann Gorshe
JOHNSON BECKER
Suite 4530
33 South Sixth Street
Minneapolis, MN 55402
612.436.1800 (phone)
612.436.1801 (fax)
lgorshe@johnsonbecker.com
Attorney for Plaintiff on Exhibit E

Dated: March 7, 2016

EXHIBIT A – ANDRUS WAGSTAFF

CIVIL ACTION NUMBER (listed numerically in ascending order)	CASE NAME
2:14-cv-17727	Sandra Bilbrough v. Ethicon, Inc., Johnson & Johnson, American Medical Systems, Inc.

EXHIBIT B – MOTLEY RICE

CIVIL ACTION NUMBER (listed numerically in ascending order)	CASE NAME
2:12-cv-06516	Sherri Wilford, Randy Wilford v. Ethicon, Inc., Johnson & Johnson, American Medical Systems, Inc

EXHIBIT C – WHITEHEAD LAW FIRM

CIVIL ACTION NUMBER (listed numerically in ascending order)	CASE NAME
2:15-cv-08957	Margaret DeLong v. Ethicon, Inc., Johnson & Johnson, American Medical Systems, Inc.

EXHIBIT D – DOYLE LOWTHER

CIVIL ACTION NUMBER (listed numerically in ascending order)	CASE NAME
2:12-cv-04794	Georgine Powers, James Powers v. Ethicon, Inc., Ethicon LLC, Johnson & Johnson, American Medical Systems, Inc.

EXHIBIT E – JOHNSON BECKER

CIVIL ACTION NUMBER (listed numerically in ascending order)	CASE NAME
2:12-cv-04590	Constance Caddell v. Ethicon, Inc., Ethicon LLC, Johnson & Johnson, and American Medical Systems, Inc.
2:13-cv-25095	Julie Spurgeon, Clayton Barnett v. Ethicon, Inc., Ethicon LLC, Johnson & Johnson, American Medical Systems, Inc.

CERTIFICATE OF SERVICE

I hereby certify that on March 7, 2016, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system which will send notification of such filing to the CM/ECF participants registered to receive service in these member cases.

/s/ Barbara R. Binis